

IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

KAZI MANAGEMENT	:	Civil Action No. 4:20-cv-00924
SAINT CROIX, LLC and ZUBAIR	:	
KAZI,	:	
Plaintiffs	:	
	:	
v.	:	
	:	
SANTIAGO GARCIA GUTIERREZ,	:	JURY TRIAL DEMANDED
UNIVERSAL INVESTMENTS &	:	
TRADING, LLC, and UNITED FUEL	:	
SUPPLY SA, LLC, and JOHN DOE,	:	
Defendants	:	

AFFIDAVIT IN SUPPORT OF REQUEST FOR DEFAULT

I, Forest Dean Morgan, Esquire, declare under penalty of perjury the following facts are true and correct to the best of my information and belief:

1. I am the Attorney for the Plaintiffs in this action.
2. A Complaint was filed herein on March 13, 2020.
3. On March 13, 2020, Plaintiffs requested Defendants Santiago Garcia Gutierrez (GARCIA), Universal Investments & Trading, LLC (UIT), and United Fuel Supply SA, LLC (UFS SA) waive service of a summons by fully complying with F.R.C.P. 4(d) via first class mail delivered as follows:
 - a. To multiple addresses believed to be the home or possible home of Santiago Garcia Gutierrez.
 - b. To the registered agent of Universal Investments & Trading, LLC
 - c. To the office of United Fuel Supply SA, LLC and to the home address of the Registered Agent, Santiago Garcia Gutierrez.

4. On March 16, 2020, this Court scheduled a Pre-Trial Conference for July 17, 2020 at 2:00 p.m.
5. All documents mailed to Defendants as set forth in Paragraph 3 were returned by the United States Postal Service as undeliverable to the addressed defendant.
6. No named Defendants waived service.
7. On April 28, 2020, Plaintiffs requested issuance of a summons.
8. On April 29, 2020, Summonses were issued as to Garcia, UIT, and UFS SA.
9. On June 16, 2016, upon Plaintiffs' Motion for Substituted Service, the Court granted Plaintiffs' Motion and permitted substituted service.
10. Service upon Santiago Garcia Gutierrez, in his individual capacity, was made by publication in the Los Angeles Times, a newspaper in General Circulation on: July 1, 2020; July 12, 2020; July 19, 2020, and July 26, 2020. Proof of Publication is attached hereto as ***Exhibit A***.
11. Service upon Santiago Garcia Gutierrez, in his individual capacity, was made by publication in the Houston Chronicle, a newspaper in General Circulation on: July 8, 2020; July 15, 2020; July 22, 2020, and July 29, 2020. Proof of Publication is attached hereto as ***Exhibit B***.
12. Service upon Universal Investments and Trading, LLC was made by Service upon the Secretary of State in compliance with the Title 2.6 of the California Corporations Code, Section 17701.16(c) on August 7, 2020. A true and correct Affidavit of Service is attached hereto as ***Exhibit C***.
13. Service upon United Fuel Supply SA, LLC and Santiago Garcia Gutierrez as Agent, was made by the Texas Secretary of State on August 3, 2020 pursuant to Section

17.044(2) of the Texas Civil Practice and Remedies Code. True and correct copies of Certificates of Service are attached hereto as ***Exhibit D.***

14. More than 21 days have elapsed since the defendant in this action was served and the defendant has failed to plead or otherwise defend as provided in the Federal Rules of Civil Procedure.

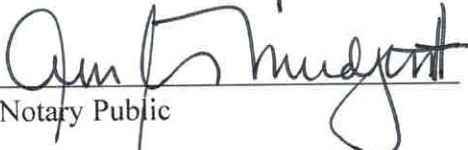
15. The Defendants in this case are neither minor nor incompetent.

16. The claim in this matter is for a sum which can be made certain of \$2,739,789.27 as set forth in the Paragraphs 59 through 96 of the Complaint.


Forest Dean Morgan, Esquire
Attorney for Plaintiffs

Sworn and Subscribed before me

This 1st day of Sept, 2020


Notary Public

Commonwealth of Pennsylvania - Notary Seal
ANN G MUDGETT - Notary Public
Dauphin County
My Commission Expires Sep 23, 2021
Commission Number 1117027

Exhibit A

Los Angeles Times

Ad Number:	7704466-1
Client Name:	
Advertiser:	
Section/Page:	
Description:	
Insertion Number:	
Size:	2 x 1
Color Type:	B&W

Publication Date: 07/12/2020 **Color type:** CMYK **Description:** Document

Los Angeles Times on the date and page indicated. You may not create derivative works, or in any way express or imply, that the Los Angeles Times confirms the ad appeared in the Los Angeles Times on the date and page indicated.

MARKETPLACE

latimes.com/placead To place an ad call 1.800.234.4444

Los Angeles Times

[illegible]

Los Angeles Times

Publication Date: 07/19/2020

This electronic tear sheet confirms the ad appeared in the Los Angeles Times on the date and page indicated. You may not create derivative works, or in any way exploit or re-purpose any content.

Client Name: 7704466-1

Advertiser: The Morgan Law Firm

Section/Page/Zone: Legal/B005/EAST

Description: Self Service Multi-Product Purchase

2 x 1

Color Type: B&W

Ad Number: 7704466-1

Insertion Number: 2 x 1

Size: 2 x 1

Color Type: B&W

Publication Date: 07/19/2020

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Advertiser: The Morgan Law Firm

Section/Page/Zone: Legal/B005/EAST

Description: Self Service Multi-Product Purchase

2 x 1

Color Type: B&W

Ad Number: 7704466-1

Insertion Number: 2 x 1

Client Name: 7704466-1
 Advertiser: 2 x 1
 Section/Page/Zone: B&W
 Description: The Morgan Law Firm
 Legal/B005/EAST
 Self Service Multi-Product Purchase
 Insertion Number: 1
 Size: 1000
 Color Type: B&W

Los Angeles Times
 Publication Date: 07/26/2020

This electronic tearsheet confirms the ad appeared in the Los Angeles Times on the date and page indicated. You may not create derivative works, or in any way exploit or re-purpose any content.

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SALES EVENTS

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 10:00 AM - 5:00 PM
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Exhibit B

Product	Date	Class	Page
HOU Chronicle	Jul 8 2020	Legal Notices	B 6
HOU Chronicle	Jul 8 2020	Legal Notices	B 6
HOU Chronicle	Jul 8 2020	Legal Notices	B 6
HOU Chronicle	Jul 8 2020	Legal Notices	B 6
HOU Chronicle	Jul 8 2020	Legal Notices	B 6
HOU Chronicle	Jul 15 2020	Legal Notices	B 6
HOU Chronicle	Jul 15 2020	Legal Notices	B 6
HOU Chronicle	Jul 15 2020	Legal Notices	B 6
HOU Chronicle	Jul 15 2020	Legal Notices	B 6
HOU Chronicle	Jul 15 2020	Legal Notices	B 6
HOU Chronicle	Jul 22 2020	Legal Notices	B 6
HOU Chronicle	Jul 22 2020	Legal Notices	B 6
HOU Chronicle	Jul 22 2020	Legal Notices	B 6
HOU Chronicle	Jul 22 2020	Legal Notices	B 6
HOU Chronicle	Jul 22 2020	Legal Notices	B 6
HOU Chronicle	Jul 29 2020	Legal Notices	B 6
HOU Chronicle	Jul 29 2020	Legal Notices	B 6
HOU Chronicle	Jul 29 2020	Legal Notices	B 6
HOU Chronicle	Jul 29 2020	Legal Notices	B 6

Victoria Bond A/R Club

NEWSPAPER REPRESENTATIVE

Sworn and subscribed to before me, this 29th Day of July A.D. 2020



[Signature]
Notary Public in and for the State of Texas

United States District Court

For the
Southern District of Texas
Kazi Management St. Croix, LLC and Zubair Kazi
Plaintiff(s)

v.

Santiago Garcia Gutierrez, Universal Investments &
Trading, LLC, United Deal Supple, LLC and John
DOE

Defendant(s)

Civil Action No. 4:20-cv-00924

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Santiago Garcia
Gutierrez

1111 Caroline Street, Apt 2903

Houston, TX 77010

A lawsuit has been filed against you.

Within 21 days after service of this summons on you
(not counting the day you received it)—or 60 days if
you are the United States or a United States Agency,
or an officer or employee of the United States
described in Fed. R. Civ. P. 12 (a)(2) or (3)—you
must serve on the plaintiff an answer to the attached
complaint or a motion under Rule 12 of the Federal
Rules of Civil Procedure. The answer or motion must
be served on the plaintiff or plaintiff's attorney,
whose name and address are:

The Morgan Law Firm

Forest Dean Morgan, Esquire

151 W. Chocolate Ave, Suite 145

PO Box 787

Hershey, PA 17033

If you fail to respond, judgment by default will be en-
tered against you for the relief demanded in the com-
plaint. You also must file your answer or motion with
the court.

Date: April 29, 2020

David J. Bradley, Clerk of Court

/s/ R. A. Limon

Signature of Clerk or Deputy Clerk

Exhibit C

Attorney or Party without Attorney: Forest Dean Morgan, Esq. The Morgan Law Firm 151 W. Chocolate Avenue, Suite 145 PO Box 767 Hershey, PA 17033 Telephone No: 717-220-4300 FAX No: 717-585-6574		For Court Use Only	
Attorney for: Plaintiff		Ref. No. or File No.:	
Insert name of Court, and Judicial District and Branch Court: United States District Court For The Southern District Of Texas			
Plaintiff: Kazi Managmenet St. Croix, et al. Defendant: Santiago Garcia Gutierrez, et al.			
AFFIDAVIT OF SERVICE		Hearing Date:	Time:
		Dept/Div:	Case Number: 420CV00924

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the Summons in a Civil Action; Complaint; Correspondence; Order Permitting Substituted Service and Continuing the Pre-Trial Conference
3. a. Party served: Universal Investments & Trading, LLC
 b. Person served: Valerie Flurry, Person Authorized to Accept
4. Address where the party was served: Secretary Of State
 1500 11th Street, 3rd Floor
 Sacramento, CA 95816
5. I served the party:
 - a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive process for the party (1) on: Fri., Aug. 07, 2020 (2) at: 2:35PM
7. Person Who Served Papers: Fee for Service: \$200.50
 a. John M. Adams



1500 W. El Camino Avenue, #510
 Sacramento, CA 95833
 855-5VALPRO, Fax (866) 900-4665
 www.ValproAttorneyServices.com

8. I declare under penalty of perjury under the laws of the State of TEXAS and under the laws of the United States Of America that the foregoing is true and correct.

AFFIDAVIT OF SERVICE

(John M. Adams)

morgan.30397

Exhibit D



The State of Texas
Secretary of State

2020-317990-1

I, the undersigned, as Secretary of State of the State of Texas, DO HEREBY CERTIFY that according to the records of this office, a copy of the Summons in a Civil Action in the cause styled:

Kazi Management St. Croix LLC and Zubair Kazi VS Santiago Garcia Gutierrez,
Universal Investment and Trading LLC United Fuel Supply LLC and John DOE
United States District Court Southern District Of Texas
Cause No: 420CV00924

was received by this office on June 16, 2020, and that a copy was forwarded on June 22, 2020, by CERTIFIED MAIL, return receipt requested to:

United Fuel Supply SA LLC
C/O Santiago Garcia Gutierrez Registered Agent
1111 Caroline Street, Apt 2903
Houston, TX 77010

The RETURN RECEIPT was received in this office dated August 3, 2020, bearing signature.



Date issued: August 5, 2020

A handwritten signature in black ink, appearing to read "Ruth R. Hughs", written over a horizontal line.

Ruth R. Hughs
Secretary of State
GF/vm



The State of Texas
Secretary of State

2020-317990-2

I, the undersigned, as Secretary of State of the State of Texas, DO HEREBY CERTIFY that according to the records of this office, a copy of the Summons in a Civil Action in the cause styled:

Kazi Management St. Croix LLC and Zubair Kazi VS Santiago Garcia Gutierrez,
Universal Investment and Trading LLC United Fuel Supply LLC and John DOE
United States District Court Southern District Of Texas
Cause No: 420CV00924

was received by this office on June 16, 2020, and that a copy was forwarded on July 6, 2020, by CERTIFIED MAIL, return receipt requested to:

Santiago Garcia Gutierrez
1111 Caroline Stret, Apt 2903
Houston, TX 77010

The RETURN RECEIPT was received in this office dated August 3, 2020, bearing signature.

Date issued: August 5, 2020



A handwritten signature in black ink, appearing to read "Ruth R. Hughes".

Ruth R. Hughes
Secretary of State
GF/vm